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P. 002  
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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Edward A. Johnson, et al.

Serial No.: 09/762,077

Art Unit: Not yet known

Filed: 01/30/01

Examiner: Not yet known

Title:

INFRARED RADIATION SOURCES, SENSORS AND  
SOURCE COMBINATIONS, AND METHODS OF  
MANUFACTURE

Docket:

56326-032 (IOPL-007)

RECEIVED  
28 AUG 2001  
Legal Staff  
International Division

CERTIFICATE OF MAILING

I certify that this document is being deposited on the date stated below, with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8(a) and is addressed to the Assistant Commissioner for Patents, Washington, D. C. 20231.

8-8-01  
Date

Jeffrey J. Miller

Assistant Commissioner for Patents  
Washington, D.C. 20231

DECLARATION OF EDWARD A. JOHNSON FILED  
IN SUPPORT OF PETITION UNDER 37 C.F.R. § 1.47(a)

I, Edward A. Johnson, to the best of my knowledge and belief, do hereby state as follows:

1. I am a joint inventor of the above-referenced application with John S. Wollam, James T. Daly, and W. Andrew Bodkin.
2. I signed an inventors' declaration for the above-referenced application.
3. John S. Wollam signed the inventors' declaration for the above-referenced application.
4. James T. Daly signed the inventors' declaration for the above-referenced application.

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5. I caused the inventors' declaration to be forwarded to joint inventor W. Andrew Bodkin, with a request that Mr. Bodkin sign the declaration.

6. The inventors' declaration was received back from Mr. Bodkin unsigned.

7. During a telephone conference on August 7, 2001 with Mr. Bodkin, I was informed that Mr. Bodkin had received the inventors' declaration for his signature but that Mr. Bodkin refused to sign the inventors' declaration and continues to refuse to sign the inventors' declaration.

8. I declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of any application or patent issued thereon.

Respectfully submitted,

Date: August 8, 2001

  
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Edward A. Johnson